

1 H.684

2 Introduced by Representative Birong of Vergennes

3 Referred to Committee on

4 Date:

5 Subject: Alcoholic beverages; licensing; retail licenses and permits; first- and
6 third-class licenses; mobile location license

7 Statement of purpose of bill as introduced: This bill proposes to authorize a
8 retail dealer to acquire a first- or third-class license to serve alcoholic
9 beverages from a mobile food service vehicle.

10 An act relating to first- and third-class alcoholic beverage licenses for food
11 trucks

12 It is hereby enacted by the General Assembly of the State of Vermont:

13 Sec. 1. 7 V.S.A. § 104 is amended to read:

14 § 104. DUTIES; AUTHORITY TO RESOLVE ALLEGED VIOLATIONS

15 The Board shall supervise and manage the sale of spirits and fortified wines
16 within the State in accordance with the provisions of this title, and through the
17 Commissioner of Liquor and Lottery shall:

18 * * *

1 (13) Adopt rules regarding the requirements for the approval and
2 operation of a first- or third-class license issued for a mobile food service
3 vehicle under sections 221 and 223 of this title.

4 Sec. 2. 7 V.S.A. § 221 is amended to read:

5 § 221. FIRST-CLASS LICENSES

6 (a)(1) With the approval of the Board of Liquor and Lottery, the control
7 commissioners may grant a first-class license to a retail dealer for the premises
8 where the dealer carries on business if the retail dealer submits an application
9 and pays the fee provided in section 204 of this title and satisfies the Board that
10 the premises:

11 * * *

12 (2) The Board of Liquor and Lottery may grant a first-class license to a
13 boat, mobile food service vehicle, or railroad dining car if the person that
14 operates it submits an application and pays the fee provided in section 204 of
15 this title.

16 * * *

17 Sec. 3. 7 V.S.A. § 223 is amended to read:

18 § 223. THIRD-CLASS LICENSES

19 (a) The Board of Liquor and Lottery may grant to a person who operates a
20 hotel, restaurant, club, boat, or railroad dining car, or who holds a
21 manufacturer's or rectifier's license, a third-class license if:

1 (1) the person files an application accompanied by the fee provided in
2 section 204 of this title for the premises in which the business of the hotel,
3 restaurant, club, mobile food service vehicle, or manufacturer or rectifier is
4 carried on or for the boat or railroad dining car;

5 (2) the local control commissioners have approved the application; and

6 (3) the applicant satisfies the Board that:

7 (A) the applicant is the bona fide owner or lessee of the premises,
8 boat, mobile food service vehicle, or railroad dining car;

9 (B) except in the case of clubs or holders of a manufacturer's or
10 rectifier's license, the premises, boat, mobile food service vehicle, or railroad
11 dining car has adequate and sanitary space and equipment for preparing and
12 serving meals to the public; and

13 (C) the premises, boat, mobile food service vehicle, or railroad dining
14 car is operated for the purpose covered by the license.

15 (b) A third-class license holder may sell spirits and fortified wines for
16 consumption only on the licensed premises, boat, mobile food service vehicle,
17 or railroad dining car.

18 (c) The holder of a third-class license may permit a customer to:

19 * * *

